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THE NISSAN FIRE AND MARINE
INSURANCE COMPANY, LTD., and
HITACHI DATA SYSTEMS CORP.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)**

THE NISSAN FIRE AND MARINE)	CASE NO.: C 02-02516 JSW
INSURANCE COMPANY, LTD., AND)	
HITACHI DATA SYSTEMS CORP.,)	STIPULATION AND [PROPOSED]
)	ORDER RE RELEASE OF
Plaintiffs/Appellee,)	OBLIGATION TO MAINTAIN
)	SUPERSEDEAS BOND
v.)	
)	FRCP 62(d)
BAX GLOBAL INC., AND CATHAY)	
PACIFIC AIRWAYS, LTD.,)	
)	
Defendants/Appellant.)	

RECITATIONS

WHEREAS this Court entered judgment in this lawsuit on May 11, 2006 in favor of plaintiffs THE NISSAN FIRE AND MARINE INSURANCE COMPANY, LTD., AND HITACHI DATA SYSTEMS CORP (collectively “plaintiffs” or “HITACHI”) against Defendant BAX GLOBAL INC. (“Defendant” or “BAX”) in the amount of \$156,184.17 (the “judgment”).

WHEREAS on June 11, 2008, the Ninth Circuit reversed in part and affirmed in part this

By: _____ /S/
PAUL B. ARENAS
Attorneys for Defendant
BAX GLOBAL INC.

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2 Dated: May 8, 2009

GIBSON ROBB & LINDH

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4 By: /S/
5 MICHAEL J. CUMMINS
6 Attorneys for Plaintiff
7 THE NISSAN FIRE AND MARINE INSURANCE
8 COMPANY, LTD., AND HITACHI DATA
9 SYSTEMS CORP.,
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ORDER

11 THE FOREGOING STIPULATION IS APPROVED AND IS SO ORDERED.

12 DATED: May 12, 2009

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14 _____
15 Hon. Jeffrey S. White
16 UNITED STATES DISTRICT COURT JUDGE
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